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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mitchell A. Avery  
Appl. No.: 09/981,312  
Filed: October 15, 2001  
Docket No.: 1786  
Conf. No. 4970  
Title: **SYNTHESIS OF EPOTHILONES AND RELATED ANALOGS**

Art Unit: 1614  
Examiner: Andrea D. Souza Small

Action: **TRANSMITTAL OF INFORMATION DISCLOSURE**  
Date: April 22, 2003

TO: Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

The documents identified on the attached forms PTO/SB/08 have come to the attention of the undersigned in connection with the subject application. Unless otherwise indicated, copies of these documents are attached, and it is respectfully requested that they be made of record in this proceeding. The identification of these documents is for the purpose of meeting Applicant's duty of disclosure under 37 C.F.R. §1.56 and is not intended to be an admission that any of these documents constitute prior art as to the invention disclosed and claimed in the subject application. Further, Applicant makes no representation whether any of these references qualify as prior art under 35 U.S.C. § 102.

In addition, Applicant has a general awareness of various patent and non-patent references that have not been listed in the attached forms. Although Applicant is generally aware of these references, he cannot attest to any particular relevance each reference may have to the patentability to the invention disclosed and claimed in the subject

application. Copies of these references were either unable to be located, or in a foreign language and are as follows:

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Please initial the attached form PTO/SB/08 where indicated and return a copy of the initialed document to the undersigned as an indication that the listed references have been considered and made of record.

The Examiner is courteously solicited to enter an expeditious allowance of this application. If any questions remain to be addressed, it is respectfully requested that the undersigned attorney for the Applicants be contacted at the number listed below.

Respectfully submitted,

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that the foregoing **TRANSMITTAL OF INFORMATION DISCLOSURE (9 pages)** including **FORM PTO/SB/08 (10 pages)** and **REFERENCES** is being deposited with the United States Postal Service as first-class mail in an envelope, addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on this 23rd day of April, 2003.

Marcie F. Lutterschmidt  
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